

JOHN P. POLICASTRO SR
PLAINTIFF (PROSE)
2006 JAN 10 A 9:51

Civil Action No.
1:05-CV-00909
MEF UPM

vs.
GREG WARD, et al,
DEFENDANTS

PLAINTIFFS ANSWER TO DEFENDANTS
SPECIAL REPORT

COME NOW JOHN P. POLICASTRO SR, PLAINTIFF
PROSE, ANSWERS THIS SPECIAL REPORT TO THE COURT
FROM THE DEFENDANTS

PLAINTIFF WILL ANSWER ALL DEFENDANTS
QUESTIONS IN ORDER

ANSWER TO EXCESSIVE FORCE CLAIM FROM
DEPUTY RAY MOCK

② DEPUTY RAY MOCK did DEPRIVE PLAINTIFFS OF HIS
RIGHTS WHEN HE USED SAMSON POLICE OFFICERS
ASSAULT PLAINTIFFS.

SAMSON POLICE OFFICERS said they NEVER
ASSAULTED THE PLAINTIFFS. DEPUTY MOCK'S
AFFIDAVIT STATES PLAINTIFF WAS BLEEDING WHEN HE GOT TO
PLAINTIFFS TRAILER.

③ DEPUTY MOCK STATES IN LOGS THAT WHEN HE
GOT TO PLAINTIFFS TRAILER, HE WAS BLEEDING AND HIS
HANDS WERE HAND CUFFED BEHIND HIS BACK

- ⑧ Deputy Mock stated in ~~roffs~~ that he told ~~Samson~~ Police he would transport Plaintiff to the County Jail.

Plaintiff states at this time that Deputy Ray Mock has LIED to the court. Plaintiff states Deputy Mock transported Plaintiff to a place called the Iron Bridge where the assault on the Plaintiff took place.

- ⑨ Plaintiff states he did kick out the window in the Sheriff's car, only trying to protect his self from assault by said Police Officers.

- ⑩ Again Plaintiff states that Deputy Mock has LIED to the court. How could Plaintiff be hostile, when he was knocked out when he was taken to the Jail.

- ⑪ Again the Plaintiff states that Deputy Mock and the Jailer both LIED. Deputy Mock states that the Plaintiff tried to hit Deputy Mock, but Deputy Mock pushed Plaintiff and his head hit the wall and he knocked his self out. I'd like Deputy Mock to explain to the court how many times he hit Plaintiff against the wall, seeing that the back of his head was split open, the left side forehead was split open. Plaintiff's right eye tooth was knocked out. Top partial plate was broken. Bottom bottom partial plate was smashed. Plaintiff's glasses were smashed. His shoulders were black and blue. Plaintiff states as of this date none of his medical problems have been taking care of by the Jail. Plaintiff

has lost his sight in his left eye, all the above injuries from hitting the wall once.

⑭ Plaintiff states he does not remember seeing a rescue squad because he was knocked out.

⑮ Plaintiff states he did not wake up in the holding cell when he woke up. He was in a chair in the booking area. And Deputy Perez asked Plaintiff if wanted to go to the hospital. Deputy Mock never asked.

⑯ At no time did Deputy Ray Mock follow policy and procedures of the Geneva County Jail.

⑰ Look at all the injuries the Plaintiff has. Does it look like Deputy Mock used minimal amount of force. Note the Deputy is twice the Plaintiff's size.

⑱ Deputy Mock never offered the Plaintiff medical treatment.

⑲ There were (3) officers in the Plaintiff's trailer where his waist was. Deputy Mock states he transported Plaintiff to the County Jail, when Plaintiff woke up, his waist was on the booking table, How does he explain that.

⑳ Deputy Mock did charge Plaintiff with assault. Deputy Mock is the one who should be charged.

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 WITH ASSAULT.

- (2) PLAINTIFF did put in a grievance to JAILER CARL ROWE. SEE PLAINTIFF'S ANSWER TO CARL ROWE, SEE STATEMENTS FROM INMATES AT THE COUNTY JAIL.

PLAINTIFF'S ANSWER TO SHERIFF WARD'S AFFIDAVIT

- (2) PLAINTIFF states Sheriff Ward has complete knowledge of Plaintiff's complaint.
- (3) PLAINTIFF states Sheriff Ward constantly violated Plaintiff's rights.
- (4) PLAINTIFF states he has no knowledge of any one trained at the County Jail.
- (5) PLAINTIFF states Sheriff Ward constantly denied Plaintiff medical attention, where it got to the point where Plaintiff was suffering in constant pain he had to put in a motion to the court demanding Sheriff Ward to give Plaintiff medical treatment. Plaintiff's motion against Sheriff Ward was granted.
- PLAINTIFF states there are no Health Care Practitioners working at the Geneva County Jail. There isn't even a nurse on duty. All inmates have to go outside the jail to receive medical help.
- PLAINTIFF has seen one inmate almost die, and one inmate who did DIE.

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BECAUSE THE JAIL HAS NO MEDICAL PRACTITIONERS WORKING INSIDE THE JAIL.

- ⑥ PLAINTIFF STATES THE SHERIFF IS NOT BEING TRUTHFUL WHEN HE STATES INMATES CAN RECEIVE MEDICAL HELP AT ANY TIME. IF THAT WAS SO, WHY DID PLAINTIFF HAVE TO GET A COURT ORDER FOR MEDICAL TREATMENT.

ON 12/14/2005 PLAINTIFF WAS SENT TO THE DENTIST. THE SAME DAY HIS MOTION WAS GRANTED. WHEN THE DENTIST LOOKED AT PLAINTIFF'S TEETH, JAILER OWENS CALLED NERD JAILER CARL ROWE. MR. ROWE STATED HE WOULD NOT PAY FOR THE DENTAL WORK WITH OUT SHERIFF WARD'S PERMISSION.

ON 12/19/2005 THE PLAINTIFF WAS TAKEN BACK TO THE DENTIST. THE SHERIFF TOLD THE DENTIST TO AGAIN LOOK AT PLAINTIFF'S TEETH AND TO CALL THE SHERIFF WITH A PRICE.

AS OF THIS DATE, THE PLAINTIFF HAS NOT BEEN BACK TO THE DENTIST.

- ⑧ JAILERS SHOULD NOT BE ALLOWED TO DISPENSE MEDICATION, THEY DON'T HAVE A LICENSE.
- ⑨ THE SHERIFF HAS CONSTANTLY DENIED PLAINTIFF MEDICAL TREATMENT.
- ⑩ SHERIFF WARD STATES THE JAIL HAS A GOOD MAINTENANCE PROGRAM, IF SO, WHY HAS A HALL WAY LIGHT BEEN OUT FOR OVER(5) MONTHS. WHY ARE WE FORCED TO USE A SHOWER.

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 CURTAIN THAT HAS ALL KINDS OF SCUM ON IT. THE CURTAIN HAD TO BE TIED UP WITH THE STRING FROM AN INMATE'S SWEAT PANTS. THE WALLS OF THE SHOWER ARE RUSTED AND FULL OF BLACK MOLD. THERE ARE NO ANTI-SLIP MATS ON THE FLOOR, PEOPLE ARE CONSTANTLY SLIPPING ON THE WET FLOOR. DOES THIS SOUND LIKE A GOOD MAINTENANCE PROGRAM.

- ⑫ THE SHERIFF AGAIN HAS NOT BEEN TRUTHFUL. THE JAIL DOES NOT GIVE OUT IED LICENSES. SEE STATEMENTS FROM INMATES. (EXHIBIT A)
- ⑬ THE SHERIFF'S DEPUTY USED EXTREME FORCE AGAINST THE PLAINTIFF (DEPUTY RAY MOORE)
- ⑭ THE SHERIFF DID NOT SPEAK TO ME ON ONE OCCASION. HE SPOKE TO ME ON SEVERAL OCCASIONS, WITH OUT MY LAWYER PRESENT. FIRST TIME WAS NOTHING BUT THREATS, TELLING PLAINTIFF IF HE DIDNOT SIT IN HIS CELL AND RUN HIS BUSINESS, HE WOULD HAVE PLAINTIFF LOCKED UP. HE THE SHERIFF STATED THAT INMATES OWE HIM FAVORS, AND HE CAN HAVE ME TAKEN CARE OF. PLAINTIFF STATES HE KNOWS NOTHING OF A RION. SHERIFF SPOKE TO DA PLAINTIFF ABOUT AN ESCAPE PLAN, WHICH PLANTIFF WAS GOING AROUND THE JAIL STATEMENT. THE RUMOR STARTED TO SHOW THE COUNTY THE SHERIFF NEEDED A NEW JAIL.
- ⑮ PLAINTIFF HAS WRITTEN MANY GRIEVANCES TO THE SHERIFF. (SEE EXHIBIT B)

PLAINTIFF'S ANSWER TO CARL ROWE AFFIDAVIT

- (3) CARL ROWE has constantly violated Plaintiff's Rights
- (4) THE PLAINTIFF states to save the COURT time, HE REQUEST THAT THE COURT LOOK AT THE PLAINTIFF'S ANSWER TO SHERMAN WARD'S AND CARL ROWE ARE BOTH ABOUT THE SAME. PLEASE LOOK AT THE PLAINTIFF'S ANSWERS. CARL ROWE WILL BE THE SAME

PLAINTIFF WILL ANSWER ONE QUESTION IN CARL ROWE AFFIDAVIT, HE STATED PLAINTIFF WAS TAKEN TO WIREGRASS EMERGENCY ON 5/11/05. MEDICAL RECORDS STATE PLAINTIFF WAS SUPPOSE TO SEE A DOCTOR WITHIN 3 DAYS. CARL ROWE DID NOT LET PLAINTIFF SEE A DOCTOR FOR 25 DAYS. REASON, CARL ROWE WANTED PLAINTIFF TO HEAL BEFORE HE WAS TAKING BACK TO A DOCTOR. TILL THIS DAY, PLAINTIFF IS STILL IN PAIN. STILL HAS NOT BEEN BACK TO SEE A MEDICAL DOCTOR. EVEN WITH A COURT ORDER TO DO SO

- (17) PLAINTIFF REQUEST THE COURT RECEIVE THE RECORDS FROM THE JAIL SHOWING HOW MANY GRIEVANCES WERE FILED. AND HOW MANY REQUESTS WERE GRANTED BY THE JAIL TO USE THE LAW LIBRARY

PLAINTIFF'S ANSWER TO DONALD WALKER AFFIDAVIT

- (3) PLAINTIFF STATES TAILOR WEEK END DENIE PLAINTIFF OF HIS RIGHT TO MEDICAL TREATMENT.
- (2) PLAINTIFF HAS SENT MANY REQUESTS THROUGH TAILOR WEEKS FOR MEDICAL TREATMENT, FOR THE USE

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 of the law library. AND has handed him
 MANY GRIEVANCE REQUESTS. Plaintiff states that he
 HAS NEVER RECEIVED AN ANSWER from any
 Request sent in

CONDITIONS OF CONFINEMENT ANSWER

As Plaintiff has stated before, Plaintiff
 slept on the floor for over (4) months. HE WAS
 (NEVER) GIVEN BED SHEETS, CONSTANT COMPLAINTS
 COMPLAINTS to the Jailer to at least get the
 blankets washed ARE DENIED, when the Plaintiff
 goes out side in cold weather, HE ISNT GIVEN
 SHOES, SOCKS T-SHIRTS, hat gloves OR A JACKET TO
 WEAR. IF you cant HAVE the ABOVE, you HAVE
 to go out in the cold weather in JUNK &
 JUNK suit (CRAZY). IF you need to write
 a legal or personal letter, the Jail will
 not give you PAPER, STAMPS OR
 ENVELOPES. Thus DENYING you access to the Court
 NEVER, SINCE the Plaintiff has
 been here NEVER has he ever seen (1)
 none of our side EXERCISE. WE HAD Y EVER
 go out on the second floor UNLESS Jailer
 Mark Jackson is working

Plaintiff is on the right side
 of the Jail. Its suppose to be (1) other
 at any given time there ARE (25) PLUS
 inmates in a city man cell. THERE IS
 hardly room to walk let alone EXERCISE
 Plaintiff states that they have to
 eat off plates that are hand washed, they
 HAVE NO DISH MACHINES
 Plaintiff Requests the Federal

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JUDGE SEND IN PEOPLE TO INSPECT THE JAIL. THIS PLACE IS NOT MADE TO HOLD THIS MANY PEOPLE. THE JAIL WILL NOT SERVE YOU FRESH FRUIT OR FRESH SALADS. THEY REFUSE TO GIVE JUICE OR MILK. THE DIRT IN THE JAIL IS TERRIBLE.

A SATURDAY NIGHT MEAL IN THIS JAIL IS (1) HOT DOG, (2) PIECE OF BREAD 3 COOKIES, AND A FEW CHIPS. THAT'S A REGULAR MEAL IN THIS JAIL.

ACCESS TO THE COURT ANSWER

PLAINTIFF DOES NOT HAVE AN ATTORNEY FOR HIS CIVIL CASE. HE WOULD ACCESS TO THE LAW LIBRARY. THE JAIL HAS DENIED HIM ACCESS.

PLAINTIFF DID TRY TO FILE MANY GRIEVANCES, AS PLAINTIFF STATED IN (EXHIBIT B). ALL HIS REQUESTS WERE PUT IN THE GARBAGE TRASH IT A WONDER THERE ARE NO REQUESTS IN THE PLAINTIFF JAIL FILE.

LAW

PLAINTIFF STATES HE DOES NOT UNDERSTAND THIS SECTION WITH OUT THE HELP OF THE LAWBOOKS

PLAINTIFF'S ANSWER THAT HE HAS NOT FAILED TO EXHAUST HIS ADMINISTRATIVE REMEDIES

AS PLAINTIFF CLEARLY STATED HE HAS FILED MANY COMPLAINTS, NONE WERE ANSWERED. HEAD JAILER RIVER STATED HE PUTS ALL REQUESTS IN THE GARBAGE. WHAT IS THE PLAINTIFF TO DO IF THE JAIL WONT LET A REQUEST GO OUT. THE ABOVE CLEARLY STATES THE PLAINTIFF DID

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 everything possible to settle this case, the
 Plaintiff's hands are tied. The Jail
 has the power. The Plaintiff doesn't

MEDICAL CLAIM

Plaintiff did show that the
 Defendants were indifferent to Plaintiff's
 medical conditions. Plaintiff will show his
 medical needs were serious.

Plaintiff never had a chance to be
 diagnosed by a doctor or dentist or eye doctor
 because Defendants refused to take Plaintiff
 to the doctors.

Plaintiff states Defendants
 violated Plaintiff's (Eighth) Amendment
 Rights.

Plaintiff knows the Defendants are
 not medical professionals. The problem is
 the Defendants never sent him to the
 medical professionals needed to treat
 to treat the Plaintiff's medical needs.

CONDITIONS OF CONFINEMENT CLAIMS

As the Plaintiff stated above Plaintiff
 was forced to sleep on the floor, no bed
 sheets, dirty blankets, wooden floor, a
 shower not fit for humans a shower
 in a (12) man cell. At any given time there are
 25 plus men in a (12) man cell. Plaintiff
 believes that shows deliberate indifference. The
 head jailer came to the right side and
 several times told all the inmates that it's
 their job to (POLICE) the inside in

other words. But the trouble with the
Jailer hardly ever makes a security
books. The inmates are not safe in
this jail.

ACCESS TO THE COURT

Plaintiff has a civil claim that
he has been handling (CRIMES). As he
has stated above, his claim in the
Federal Court is on the verge of being
dismissed. Mainly because he has been
denied access to the Law Library —
Plaintiff states he has been prejudiced
by not having access to the Law
Library.

CONCLUSION

The Plaintiff has done his best
to provide the court with all the
information possible. Plaintiff states he
could of done better if he had access to a
Law Library. And was able to type. He asks
the court to forgive his bad hand-

writing

JOHN P. POLICASTRO SR
 P.O. Box 115
 Geneva Co. Ark
 Geneva AR. 36340

John P. Polcastro Sr

JOHN P. POLICASTRO SR
 Plaintiff (PRO SE)

CERTIFICATE OF SERVICE

I HEREBY CERTIFY THAT ON THIS
 9TH DAY OF JANUARY 2006, I HAVE
 SERVED THE FOREGOING DOCUMENT ON THE
 FOLLOWING

C. RICHARD HILL JR.
 WEBB & ELEY
 7475 HAIPOW POINTE DRIVE
 P.O. Box 240909
 MONTGOMERY AL. 36124

by placing a true and correct copy
 of the foregoing in the U.S. MAIL POSTAGE
 Paid on the 9th day of January 2006

John P. Polcastro Sr
 Plaintiff PRO SE